



# California Regional Water Quality Control Board Central Valley Region

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Linda S. Adams  
Secretary for  
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Protection

17 October 2008

Mr. Robert G. Wojcik, Project Manager  
Steve P. Rados, Inc.  
11171 Sun Center Drive, Suite 195  
Rancho Cordova, CA 95670

CERTIFIED MAIL  
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## **NOTICE OF APPLICABILITY (NOA); GENERAL WASTE DISCHARGE REQUIREMENTS ORDER NO. R5-2008-0081 (GENERAL ORDER); DEWATERING AND OTHER LOW THREAT DISCHARGES TO SURFACE WATERS; FREEPORT REGIONAL WATER PROJECT (FRWP), SEGMENT 2, SACRAMENTO COUNTY**

Our office received a Notice of Intent (NOI) on 2 July 2008 from Steve P. Rados, Inc. (Discharger) for the FRWP Segment 2 Project. Based on the information in the submittal, we have determined that the project meets the required conditions for approval under the General Order for Dewatering And Other Low Threat Discharges To Surface Waters (General Order No. R5-2008-0081). This project is hereby assigned General Order No. R5-2008-0081-009 and National Pollutant Discharge Elimination System (NPDES) Permit No. CAG995001.

### **CALIFORNIA TOXIC RULE / STATE IMPLEMENTATION POLICY SAMPLING**

The General Order (enclosed) may also be viewed at the following web address: [http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/general\\_orders/r5-2008-0081.pdf](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2008-0081.pdf). You are urged to familiarize yourself with the contents of the entire document. The General Order prescribes mandatory discharge monitoring requirements. The project activities shall be operated in accordance with the requirements contained in the General Order and with the information submitted in the NOI. This General Order incorporates the requirements of the California Toxic Rule (CTR) and the State Water Resources Control Board's (State Water Board), *Policy for Implementation of Toxic Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California*, 2005, also known as the State Implementation Policy (SIP). Screening levels for CTR constituents or Priority Pollutants are found in Attachment B of the General Order.

### **SCREENING REQUIREMENTS FOR DISCHARGES TO SPECIFIC WATERBODIES**

Direct discharge into three specific waterbodies is noted in Attachment C of the General Order. This project does not propose to discharge into any of these specific waterbodies.

Review of your data showed no Reasonable Potential to impact the receiving waters. Therefore, no additional effluent limitations or additional monitoring requirements will be required for this project.

**PROJECT DESCRIPTION**

The FRWP involves a cooperative effort between the Sacramento County Water Agency (SCWA) and East Bay Municipal Utility District (EBMUD). The FRWP includes construction of four separate segments of a water pipeline that will transport Sacramento River water from an intake facility located south of Meadowview Road and Interstate 5, continuing in an easterly direction, with a branch to the new Vineyard Water Treatment Plant, and then terminating at EBMUD's Folsom South Canal. The pipeline will be capable of conveying 185 million gallons of water per day.

FRWP Segment 2, to which this NOA applies, is about 7.5 miles long and begins at Highway 99 at Auberry Drive and continues along portions of Power Inn Road, Elsie Avenue, Wilber Way, and Gerber Road, and terminating at Vineyard Road. The discharge will consist of water used for hydrostatic testing of the pipeline. The source water used for testing will be from SCWA and California American Water potable water hydrants. The discharge will be to Union House Creek and Gerber Creek, both tributaries of the Sacramento River. Prior to discharge the test water will be dechlorinated, adjusted for pH, and temporarily stored to allow for sediment removal.

The proposed discharge is scheduled to commence in October 2008 and be completed in December 2008.

**REPORTING**

Quarterly Reports shall be submitted to the Regional Water Board office (Attention: NPDES Program) by the first day of the second month following each calendar quarter. Reporting requirements are found in Attachment E.

**GENERAL INFORMATION AND REQUIREMENTS**

The Discharger will be required to follow their Pollution Prevention and Monitoring and Reporting Plan. Effluent and receiving water monitoring of this dewatering/low threat discharge shall be conducted and submitted to the Regional Water Board, quarterly, until completion of the project. The Regional Water Board shall be notified immediately if any violation, nuisance, or detriment to the receiving water is observed during implementation of the project.

Failure to comply with the Effluent Limitations and Receiving Water Monitoring requirements in the General Order could result in an enforcement action as authorized by provisions of the California Water Code. Discharge of material other than what is described in the NOI is prohibited.

The required annual fee (as specified in the annual billing you will receive from the State Water Resources Control Board) shall be submitted until this Notice of Applicability is officially terminated. You must notify this office in writing when the project has been completed and the discharge is no longer necessary, so we may terminate applicability of this General Order and avoid additional unnecessary billing.

Violations of the effluent limitations contained in this order may be subject to a \$3,000 Mandatory Minimum Penalty (MMP) per violation for serious or chronic violations if certain conditions are met [Water Code Section 13385(h) and (i)]. In addition, an effluent monitoring report received more than 30 days after its due date is subject to a \$3,000 MMP. An additional \$3,000 MMP is mandated for each additional 30 days a report is late. If you have no discharge, you must still submit a report indicating that no discharge occurred, or you may be subject to the MMP.

If you have any question or comments regarding your General Order coverage, please contact David Kirn of our office at (916) 464-4761 or at [dwkirn@waterboards.ca.gov](mailto:dwkirn@waterboards.ca.gov).

*for*   
PAMELA C. CREEDON  
Executive Officer

Enclosure: General Order No. R5-2008-0081 (Discharger only)

- cc: U.S. Environmental Protection Agency, Region IX, San Francisco
- U.S. Army Corps of Engineers, Sacramento
- Department of Fish and Game, Region 2, Rancho Cordova
- Ms. Lori Okun, Office of Chief Counsel, State Water Board, Sacramento
- Mr. Phil Isorena, Division of Water Quality, State Water Board, Sacramento
- Ms. Susan Kelly, Central Valley Regional Water Quality Control Board, Rancho Cordova